

02-26-01

CPA/11031#

PTO/SB/29 (2/98)

FEB 23 2001

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing
(Only for Continuation or Divisional applications under 37 C.F.R. § 1.53(d))



CHECK BOX, if applicable

DUPLICATE

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

Attorney Docket No. LUD-5330.3
First Named Inventor Rainer Zimmerman
Examiner Name N. Ogihara
Group / Art Unit 1631
Express Mail Label No. EL227321928US

This is a request for a ☒ continuation or ☐ divisional application under 37 C.F.R. § 1.53(d),

(continued prosecution application (CPA)) of prior application number 09/265,606

filed on March 10, 1999 entitled Isolated Dimeric Fibroblast Activation Protein Alpha, and Uses Thereof

NOTES

FILING QUALIFICATIONS: The prior application identified above must be nonprovisional application that is either: (1) complete as defined by 37 C.F.R. § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. § 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53 (d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application: _____
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

02/27/2001 09265606 00000039 500624

710.00 DP

01 FC:131

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (j))	5	- 20* =		X	=
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i))	1	- 3** =		X	=
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))				+	=
				BASIC FEE (37 C.F.R. § 1.16)	
				Total of above Calculations =	
Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28)					
* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent				TOTAL =	

6. Small Entity Status:

- a. ☐ A small entity statement is enclosed, if (b) and (c) do not apply
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired
- c. ☐ Is no longer claimed

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No.

- a. ☒ Fees required under 37 C.F.R. § 1.16
- b. ☒ Fees required under 37 C.F.R. § 1.17
- c. ☒ Fees required under 37 C.F.R. § 1.18

8. ☒ A check in the amount of \$710.00 is enclosed9. ☒ Other: Return Receipt Postcard**NOTE:****The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.**

10. CORRESPONDENCE ADDRESS			
<input type="checkbox"/> Customer Number or bar code label	[Customer Number] <small>(Insert Customer No. or Attach bar code label here)</small>	or	<input checked="" type="checkbox"/> Correspondence address below
Name Fulbright & Jaworski L.L.P. Address 666 Fifth Avenue City New York State New York ZIP Code 10103 Country United States Telephone (212) 318-3000 Fax (212) 318-3400			

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Norman D. Hanson

Signature 

Registration No. (Attorney/Agent) 30,946

Date February 23, 2001